

U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF GEORGIA  
AUGUSTA DIVISION  
FILED IN OFFICE

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF GEORGIA

10/19/05  
[Signature]  
Deputy Clerk

AUGUSTA DIVISION

FRED RUNYON,

Plaintiff,

v.

ELAINE C. JOHNSON, Clerk of Court,

Defendant.

CV 105-138

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**ORDER**

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After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation to which no objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is **ADOPTED** as the opinion of the Court. Therefore, Plaintiff's request to proceed *in forma pauperis* is **DENIED** and this action is **DISMISSED** without prejudice.

SO ORDERED this 19<sup>th</sup> day of October, 2005, at Augusta, Georgia.

[Signature]  
UNITED STATES DISTRICT JUDGE